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13
14 UNITED STATES DISTRICT COURT
15
16 NORTHERN DISTRICT OF CALIFORNIA
17
18 SAN JOSE DIVISION

19 UNITED STATES OF AMERICA,

20 Plaintiff,

21 v.

22 CHRISTOPHER DOYON,

23 Defendant.

24) Case No.: CR 11-00683 BLF
25) CR 12-00426 BLF

26) **STIPULATION TO CONTINUE CHANGE OF
27) PLEA HEARING AND EXCLUDING TIME
28) UNDER THE SPEEDY TRIAL ACT;
29) [PROPOSED] ORDER**

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31 The undersigned parties respectfully request that the change of plea hearing scheduled for
32 November 9, 2021 be continued to January 11, 2022 at 9:00 a.m. The reason for the continuance is to
33 afford the parties additional time to complete a Rule 20 transfer of the defendant's case from the Middle
34 District of Florida to the Northern District of California. In addition, the government will be providing
35 additional discovery to defense counsel later this week concerning the loss amount incurred by the
36 victim, which will inform the defense's evaluation of a proposed plea agreement.

37 The parties also stipulate and agree to an exclusion of time from November 9, 2021 to January
38 11, 2022 for to allow for the effective preparation of defense counsel. *See* 18 U.S.C. §
39 3161(h)(7)(B)(iv).

1 IT SO STIPULATED.

2 DATED: 11/4/21

Respectfully submitted,

3 STEPHANIE M. HINDS
4 Acting United States Attorney

5 */s/ Susan Knight* _____

6 SUSAN KNIGHT
7 Assistant United States Attorney

8 */s/ Jay Rorty* _____

9 JAY RORTY
10 Counsel for Mr. Doyon

11 **[PROPOSED] ORDER**

12 Accordingly, for good cause shown, the Court ORDERS that the change of plea hearing
13 currently scheduled for November 9, 2021 is continued to January 11, 2022 at 9:00 a.m.

14 The Court FURTHER ORDERS that time be excluded under the Speedy Trial Act from
15 November 9, 2021 through January 11, 2022. The Court finds, based on the aforementioned reasons,
16 that the ends of justice served by granting the requested continuance outweigh the best interest of the
17 public and the defendant in a speedy trial. The failure to grant the requested continuance would deny
18 defense counsel reasonable time necessary for effective preparation, taking into account the exercise of
19 due diligence, and would result in a miscarriage of justice. The Court therefore concludes that this
20 exclusion of time should be made under 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv).

21 IT IS SO ORDERED.

22 DATED:

23 HONORABLE BETH LABSON FREEMAN
24 United States District Judge